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Attorneys for United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,) No. 10-CR-00822-DLJ
Plaintiff,) STIPULATION AND []
v.) ORDER CHANGING STATUS HEARING
JORGE MENDOZA ,) FROM MAY 10, 2012, AT 9:00 A.M TO
Defendant.) JUNE 14, 2012 AT 9:00 A.M. AND
) EXCLUDING TIME FROM MAY 10, 2012
) TO JUNE 14, 2012

The defendant Jorge Mendoza, represented by Robert W. Lyons, Esq., and the government, represented by Thomas A. Colthurst, Assistant United States Attorney, currently have scheduled before this Court a status hearing on May 10, 2012, at 9:00 a.m. The parties request that the status hearing be rescheduled to June 14, 2012 at 9:00 a.m., and that a time exclusion order be issued that would exclude time under the Speedy Trial Act from May 10, 2012 to June 14, 2012, to permit the parties the reasonable time necessary for effective

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1 preparation and continuity of counsel.

2 DATED: May 9, 2012

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4 MELINDA HAAG
United States Attorney

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7 /s/
Thomas A. Colthurst
Assistant United States Attorney

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10 /s/
Robert W. Lyons, Esq.
Counsel for Defendant JORGE MENDOZA

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13 **ORDER**

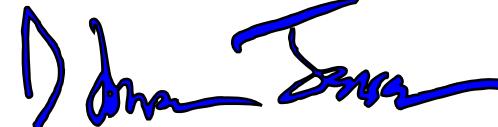
14 Based upon the stipulation of the parties, and for good cause shown, IT IS HEREBY
15 ORDERED THAT the status hearing in this case be rescheduled from May 10, 2012, at 9:00
16 a.m. to June 14, 2012 at 9:00 a.m.

17 Based upon the representation of counsel and for good cause shown, the Court finds that
18 failing to exclude the time from May 10, 2012, through June 14, 2012, would unreasonably
19 deny the defendant continuity of counsel and would deny counsel the reasonable time necessary
20 for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §
21 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time
22 from May 10, 2012, through June 14, 2012, from computation under the Speedy Trial Act
23 outweigh the best interests of the public and the defendant in a speedy trial.

24 Therefore, IT IS HEREBY FURTHER ORDERED that the time between May 10, 2012
25 and June 14, 2012, shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. §
26 3161(h)(7)(A) and (B)(iv).

27 IT IS SO ORDERED.

28 DATED: 1 DFG



THE HONORABLE D. LOWELL JENSEN
Senior United States District Judge